PATENT APPLICATION



IN THE U.S. PATENT AND TRADEMARK OFFICE

RECEIVED November 14, 2003

NOV 2 0 2003 TECH CENTER 1600/2900

: Dr. Neil MILES

: PEACH TREE 'V75024'

Group:

1661

Serial No. : 10/043 572

Confirmation No.: 7931

: January 10, 2002

Examiner: McCormick

Atty. Docket No.: IPPM Case 7

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Sir:

Applicant hereby appeals to the Board of Appeals from the decision mailed May 16, 2003 of the Primary Examiner finally rejecting Claim 1.

(Please see following page.)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 14, 2003.

Respectfully submitted,

11/18/2003 MGEBREM1 00000190 10043572

01 FC:2401

165.00 OP

The item(s) checked below are appropriate:

- [X] A Petition and fee for extension accompany this Notice.
- [X] Appeal fee:
 - [] \$330.00 (large entity).
 - [X] \$165.00 (small entity).

Statement(s) re small entity status:

- [] Attached.
- [X] Previously filed.
- [X] A check for \$640.00 is enclosed to cover fees.
- [] Please charge the Appeal Fee of \$_____ to Deposit Account 06-1382. A duplicate copy of this sheet is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees required by this paper or to credit any overpayment to Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.
- [X] An acknowledgement Postal Card is enclosed.

Respectfully submitted,

IN DUPLICATE

Sidney B. Williams Jr.

Reg. No. 37 714

SBW/smd

Req. No. 24 323 FLYNN, THIEL, BOUTELL Dale H. Thiel & TANIS, P.C. David G. Boutell Reg. No. 25 072 2026 Rambling Road Ronald J. Tanis Reg. No. 22 724 Reg. No. 32 549 Kalamazoo, MI 49008-1631 Terryence F. Chapman Phone: (269) 381-1156 Mark L. Maki Reg. No. 36 589 Reg. No. 31 257 (269) 381-5465David S. Goldenberg Fax: Sidney B. Williams, Jr. Reg. No. 24 949 Liane L. Churney Reg. No. 40 694 Brian R. Tumm Reg. No. 36 328

Robert J. Sayfie

Encl: Listed Above

150.10/03